UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNIVERSAL CITY STUDIOS, INC.,	:	
	:	82 Civ. 4259
Plaintiff,	:	(RWS)
	:	
-against-	:	PLAINTIFF'S SUPPLEMENTAL
	:	RESPONSES TO THE FIRST SET
NINTENDO CO. LTD. and	:	OF INTERROGATORIES AND FIRST
NINTENDO OF AMERICA, INC.,	:	REQUEST FOR PRODUCTION BY
	:	DEFENDANT NINTENDO OF
Defendants.	:	AMERICA, INC.

Pursuant to Fed. R. Civ. P. 26(e), plaintiff Universal City Studios, Inc. ("Universal") by its attorneys, Townley & Updike, supplements its responses to the First Set of Interrogatories and Request for Production by defendant Nintendo of America, Inc. as follows:

Interrogatory No. 3

State whether any applications have been filed by Universal or its licensees for trademark or service mark registration in connection with the name, character or story of King Kong. If so, identify the date of the applications, the products registered, and the disposition of the application. Identify all documents that refer or relate to such applications.

Supplemental Response to Interrogatory No. 3

Universal has obtained an assignment of Mego Corp.'s trademark registration from RKO General, Inc. A copy of the assignment is contained in Document Folder 3. Moreover,

Universal has received a trademark registration for its Application No. 349,892. A copy of this registration is contained in Document Folder 3.

Interrogatory No. 6

Identify each and every person at Universal or its affiliate, Merchandising Corporation of America, Inc., responsible for developing and marketing, selling and promoting the name, character or story of King Kong, specifying the title of each such individual and providing a brief job description of each such individual and the individual's last known business address. Describe briefly the activities of these people in developing and marketing, selling and promoting the name, character or story of King Kong.

Supplemental Response to Interrogatory No. 6

On January 1, 1983, Victor Temkin became President of Merchandising Corporation of America, Inc. In that capacity, Mr. Temkin has direct day-to-day responsibility for licensing for merchandising purposes Universal's properties, such as "King Kong," and for supervising the following individuals, who are referred to by Mr. Temkin as account executives, and who likewise license for merchandising purposes Universal's properties: Susan Stein, Janice Melhorn, Connie Rush, Sharon Stern and Nancy Cushing-Jones. Mr. Temkin reports to Stanley Newman, who has overall corporate responsibility for the

merchandising activities of Merchandising Corporation of America, Inc.

Interrogatory No. 7

Identify all licensees of the name, character, or story of King Kong. With respect to each license identify:

(a) the licensing agreement, the licensor, the date of the licensing agreement, and the licensee's last known adress;
(b) the product or service with which the name, character or story of King Kong is associated;
(c) when and for how long the licensee marketed the product or service to which the name, character or story of King Kong was associated;
(d) the area in which the product or service was marketed and a description of how the product or service was sold; and
(e) the revenues derived from each license.

Supplemental Response to Interrogatory No. 7

Additional licensees of Universal are:

1. Atari Incorporated, the licensor being Universal; and

2. Robert Keith & Co., the licensor being Merchandising Corporaton of America, Inc.

Further, Merchandising Corporaton of America plans to enter into a licensing agreement with National (H.K.) Electronics & Watch Corporation.

Copies of the licensing agreements and documents relating to the above licenses are contained in Document Folder 7.

Interrogatory No. 10

State whether Tiger has manufactured any product using

the King Kong name or character. If so, describe the product or products and how the King Kong name or character is used. State further how many items of each such product have been manufactured and when they were manufactured.

Supplemental Response to Interrogatory No. 10

Specimens of Tiger Products using the King Kong name or character are available for inspection at the offices of Townley & Updike. Further, the attachments referred to in Mr. Rissman's letter to Ms. Sifuentes dated May 5, 1982 and Mr. Rissman's letter to Mr. Adler dated June 3, 1982 are also available for inspection at the offices of Townley & Updike.

Interrogatory No. 12

If Tiger has manufactured, displayed, marketed or soldany product using the King Kong name or character, identify any documents, brochures, photographs or other materials in the possession, custody or control of Universal which are used to describe, advertise or promote said product.

Supplemental Response to Interrogatory No. 12

Brochures and other documents of this nature are available for inspection at the offices of Townley & Updike.

Interrogatory No. 13

State the amount of any revenues derived by Universal or any of its affiliates from the licensing of the King Kong name or character to Tiger and the date any such revenues were received by Universal or its affiliates.

Supplemental Response to Interrogatory No. 13

Copies of current revenue statements from Tiger Electronics, Coleco Industries, Inc. and Ben Cooper Inc. are contained in Document Folder 13.

Interrogatory No. 19

State the amount of any revenues derived by Universal or its affiliates from any agreement between Universal or its affiliates and Coleco concerning the use of the name, character or story of King Kong or Donkey Kong, and the date any such revenues were received by Universal.

Supplemental Response to Interrogatory No. 19

See supplemental response to Interrogatory No. 13.

Interrogatory No. 23

Does Universal presently engage in or intend to enter into any business directly or through affiliated corporations or licensees involving a) video arcade games or b) tabletop or home video games. If so, please give the full particulars thereof, and identify all documents relating thereto.

Supplemental Response to Interrogatory 23

See the deposition testimony of Mr. Sidney Sheinberg.

Interrogatory No. 36

If Universal claims any right, title, or interest in the name Kong, identify any actions taken by Universal to obtain, preserve, or protect this interest, and identify any

Exh to Inter... 10

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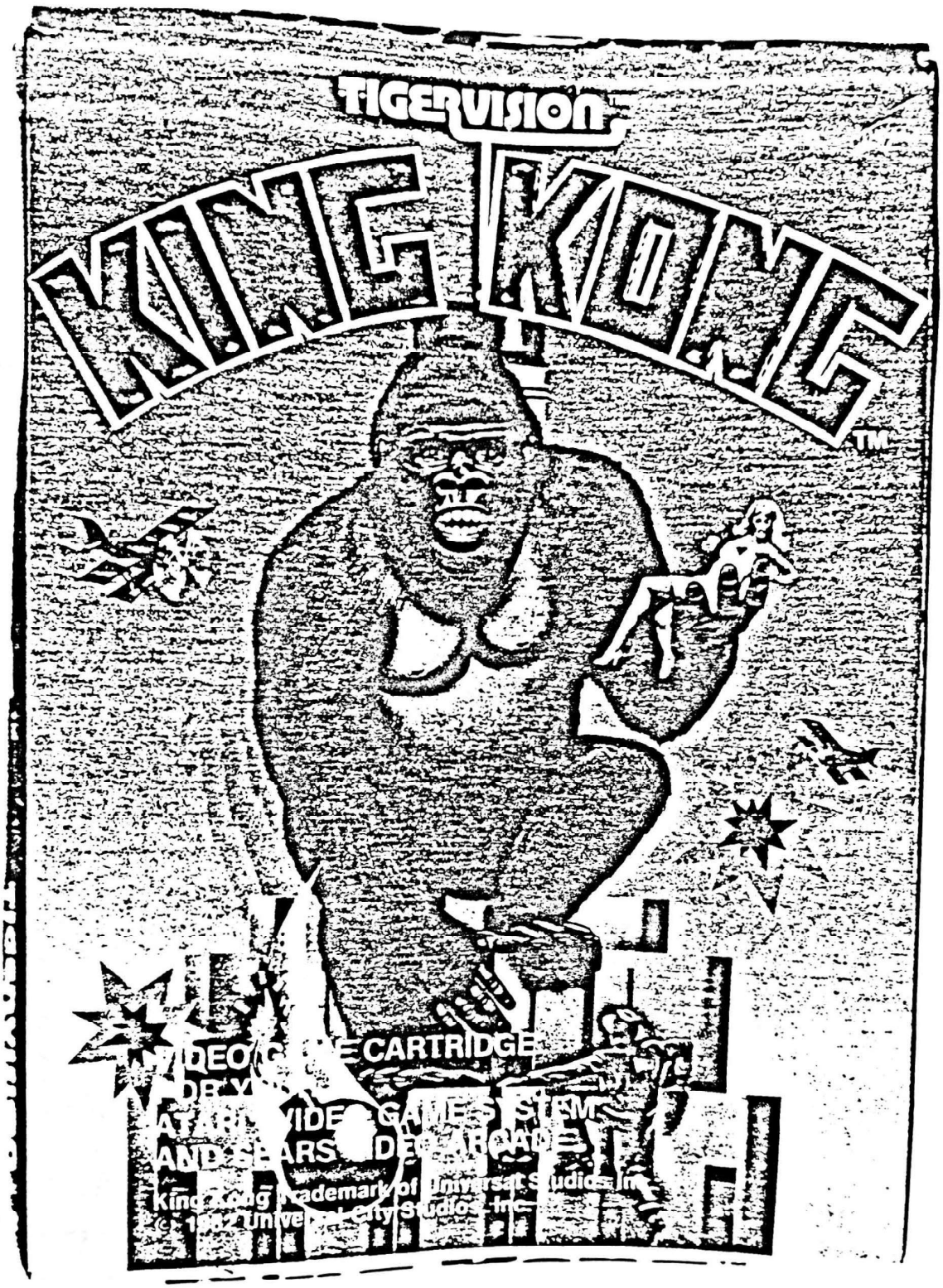

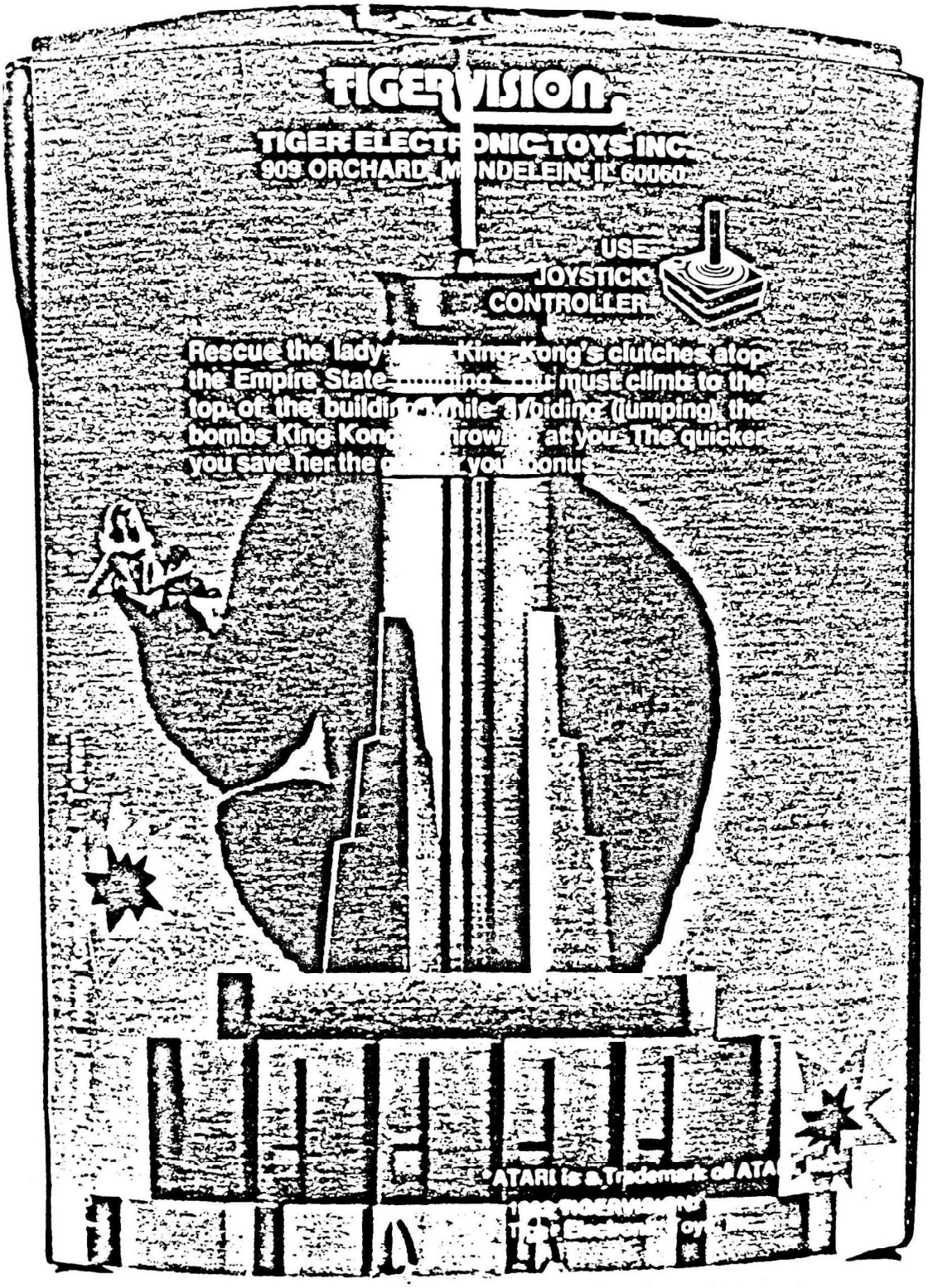
TIGERVISION
TIGER ELECTRONIC TOYS INC.
909 ORCHARD
USE
JOYSTICK
CONTROLLER
Rescue the lady
King Kong's clutches atop
the Empire State
must climb to the
top of the buildi
while avoiding (jumping)
bombs King Kong
throwing at you. The quicker
you save her the
you
bonus
ATARI is a Trademark of ATA

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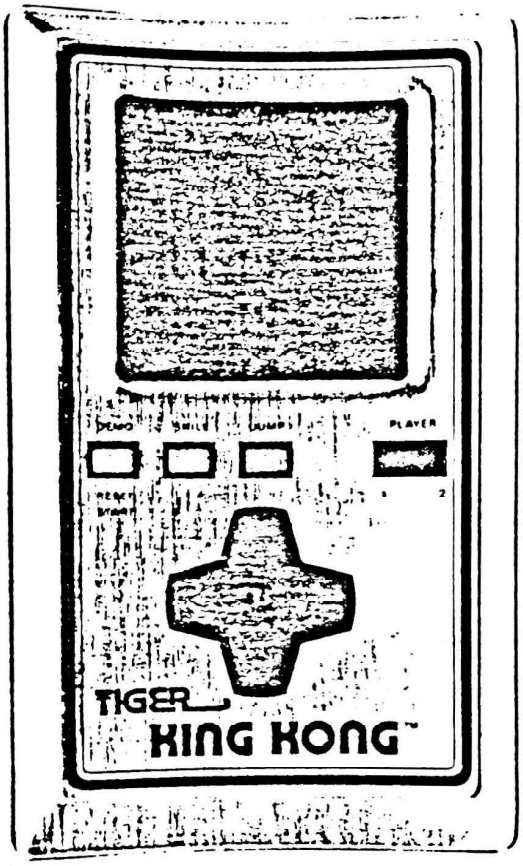

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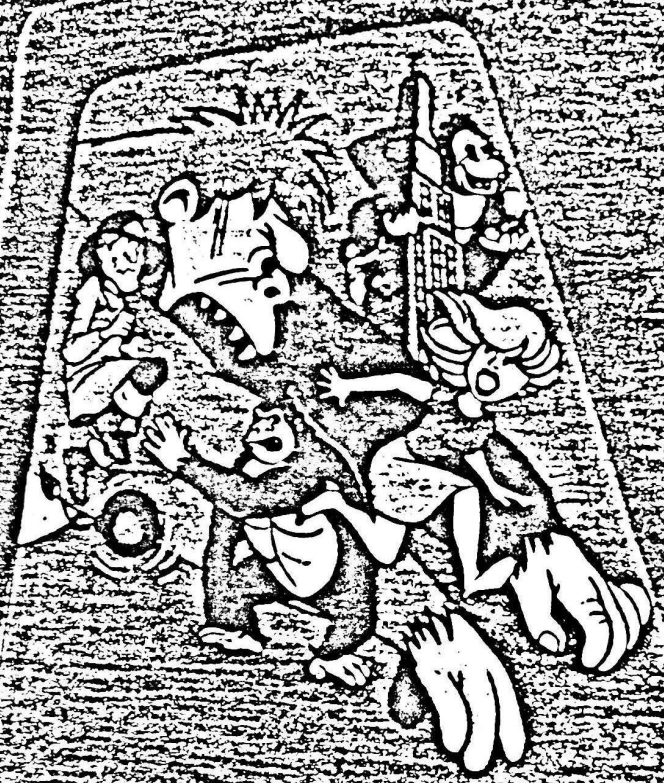

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